

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

IVAN SMITH,
Plaintiff,

v.

KENT A. JORDAN,
Defendant.

Civ. No. 06-249-GMS

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FILED

AUG - 1 2006

U.S. DISTRICT COURT
DISTRICT OF DELAWARE

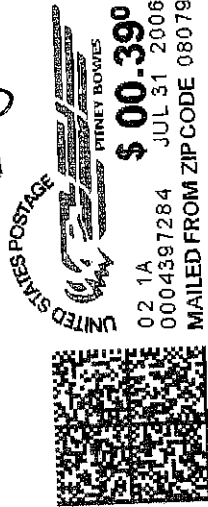
DEFENDANT'S NOTICE TO APPEAL DISTRICT COURT'S ~~MEMORANDUM~~
ORDER, DISMISSING DEFENDANT'S COMPLAINT, TO THE THIRD
CIRCUIT COURT OF APPEALS

Ivan Smith, pro se, hereby orders this court to file notice of appeal District Court's dismissal of the Defendant's complaint, to the Third Circuit Court of Appeals. The Defendant in this case requests, the Third Circuit Court of Appeals to review the entire record of the District Court on March 15, 2006, of which demonstrates and supports the constitutional basis of the Defendant's legitimate complaint, in criminal case No. 04-CR-011-KAT. The Defendant also requests a full review of the complaint in this case, which was not fully interpreted by the District Court, see (Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics, 403 U.S. 389). Defendant requests a full review of the record of March 15, 2006, by the Court of Appeals as opportunity of supporting evidence, from the District Court's dismissal it cannot be said beyond doubt that the plaintiff can prove no set of facts in support of claim which would entitle relief, pro se complaint less stringent than formal drafts by lawyers, see (Conley v. Gibson, 355 U.S. 416)

Respectfully Ivan Smith
Mam 7-30-06

Ivan Smith, A-1
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Legal Mail



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